IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Mr. JUSTICE M.H.S. ANSARI

and
THE HON'BLE Mr. JUSTICE S.ANANDA REDDY

WRIT PETITION No. 23983 of 2004

Between:

M/s.Geeta Bore Wells, Flat No.203, Sri Laxmi Apartments,
Road No.5, Alkapuri, R.K.Puram, L.B.Nagar, Hyderabad-500 035
rep., by its Proprietor Sri V.Padma Reddy.

..... PETITIONER

AND

1.The Commercial Tax Officer, Begumpet, Hyderabad.
2.The Deputy Commissioner of Commercial taxes, Panjagutta Division, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Certiorari calling for the records relating to the impugned revision order passed by the 2nd respondent in RR No.63/2004-05 dt.26-10-2004 for the assessment year 2001-2002 and quash the same as illegal, arbitrary, without jurisdiction or authority of law and contrary to the Principles of Natural Justice and declare that the petitioner is not eligible to tax under Section 5F of the APGST Act and entitled for refund of the tax deducted at source and remitted to the 1st respondent.

Counsel for the Petitioner: Mr. BHASKAR REDDY VEMIREDDY

Counsel for the Respondents: GP FOR COMMERCIAL TAXES

The Court at the stage of admission made the following :

ORAL ORDER: (per M.H.S. Ansari, J.)

Having heard learned counsel for the respective parties, we dispose of the instant Writ Petition in terms of the orders in Writ Petition No. 23759 of 2004, dated 21.12.2004, which pertain to the earlier assessment year 2000-2001. No costs.

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M.H.S.ANSARI, J.

22.12.2004.

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S.ANANDA REDDY, J.

VR.

To

1.The Commercial Tax Officer, Begumpet, Hyderabad. Along with copy of
2.The Deputy Commissioner of Commercial taxes, judgment in W.P.

Panjagutta Division, Hyderabad. No.23759/2004

3. Two CCs to Government Pleader for dt: 21.12.2004.

Commercial Taxes, High Court Buildings,

Hyderabad (OUT).

4. Two CD copies.